

TOWN OF LIVERMORE FALLS
PLANNING BOARD REGULAR/SPECIAL MEETING
AGENDA FOR

Wednesday, May 16 2001

- 1. CALL MEETING TO ORDER 6:00 P.M.
- 2. MINUTES OF PREVIOUS MEETING AND COMMUNICATIONS 4/16/2001

3. NEW BUSINESS

- A. Discussion about Sludge Ordinance
- B. Down Under Scuba 32 Park Street
Map 18, Lot 6 Commercial Business
- C. Reid's Confectionery, dba Cigaret Shopper
16 Main St, Map 18, Lot 40, Commercial Business
- D. _____

4. OLD (UNFINISHED) BUSINESS

- A. _____
- B. _____
- C. _____
- D. _____

5. OTHER BUSINESS

- A. 6:15 P.M. Public Hearing on Sludge Ordinance
- B. Review of functional division at 32+36
Church Street (Tentative)
- C. _____
- D. _____

6. PUBLIC PARTICIPATION

7. ADJOURNMENT

LIVERMORE FALLS

Sludge ordinance on agenda

LIVERMORE FALLS — The Planning Board will hold a public hearing on the proposed sludge and septage control ordinance at 6:15 p.m. Wednesday at the Town Office.

The ordinance would forbid the stockpiling or spreading

The ordinance provides for a fine of \$500 to \$2,500 for each day of a violation.

of any municipal, commercial or industrial wastewater treatment plant sludge (biosolids) or septage in the town. The only exception to the ban is stabilized sludge generated by the town's municipal wastewater treatment facility.

The ordinance provides for a fine of \$500 to \$2,500 for each day of a violation.

The board will consider applications from Down Under Scuba, which wishes to move to 32 Park St., and Reid's Confectionery, to establish the Cigaret Shopper at 16 Main St. The board will also review the tentative functional division of 32 and 36 Church St.

town's sludge goes to the Little River Composting Facility in Lisbon Falls where it is composted, something the state is pushing for.

He further explained that the town could do its own composting except that the present site next to the Androscoggin River, is not conducive to it, the sludge would have to be trucked to another facility and manned by additional workers.

After the hearing planners approved two site plan review applications, one from Ricci Brown, doing business as Down Under Scuba, which is moving in June from Depot

Livermore Falls selectman to reword sludge proposal

BY CORA C. BRIGGS
Special to the Sun Journal

LIVERMORE FALLS — Questions raised at Wednesday night's hearing on the proposed sludge and septage control ordinance may result in some minor wording changes before it goes before the voters at the annual town meeting June 13.

Needing clarification were the portions referring to septage from private septic systems and whether it can be disposed of in town, and references to "stabilized" sludge as the product from the sewer treatment plant is "dewatered sludge."

Sludge

CONTINUED FROM B1

ordinance is not proposed by them or the selectmen but by the citizens group that fought for the present six-month moratorium on stockpiling and/or spreading of sludge in town.

That effort was in response to concern about the licensing of a sludge site in Leeds that borders land in the Stricklands area of East Livermore.

Nancy Morris, who was instrumental in presenting the ordinance, said it followed, almost word for word, one used suc-

Selectman Clayton Putnam, who is employed at the Wilton Treatment Facility, offered to work with the group presenting the ordinance to make the changes needed without the planners being involved.

Code Enforcement Officer David Giroux indicated he felt those minor changes would not require another public hearing before the vote as long as the sponsors approved of them.

Although the Planning Board hosted the hearing, the

SEE SLUDGE PAGE B5

cessfully by the town of Wilton.

"We had to do it ourselves, DEP (Department of Environmental Protection) is short-handed, and it's a political money issue," she said.

This ordinance just says "no" to sludge from out of town. "If you produce it, you should take care of it," she said.

Morris said someone from her group had talked to Sewer Superintendent Kent Mitchell about the ordinance, and he reportedly had no problem with it. "It has nothing to do with the town of Livermore Falls," she said.

In answer to questions, Putnam also explained that the

Street to the former Jim's Barber Shop on Park Street, and to Reid's Confectionery, doing business as Cigaret Shopper, which is opening a tobacco shop in the former Internet Cafe on Main Street.

Brown explained he has gutted the inside of the building, installed new windows and doors, plans to ditch behind the building and would like to add trees and a picnic table.

He also discovered that a good share of the adjacent Bowen Brothers parking lot goes with his property. The 777-square foot building has 110 feet of frontage.

He instructs, repairs equip-

ment and fills tanks and is open Saturday morning and from noon to 6 p.m. weekdays except Tuesday.

Scott Neal, division manager with Reid, said the local shop will sell only tobacco and tobacco-related products along with some gum and mints. This will be the 16th such shop located in the state.

No one under 18 will be allowed in the shop and no videos will be sold there. There is a plan to sell some coffee to go, but state permission hasn't been received for that yet.

The shop will open Monday, he said.



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LIVERMORE FALLS, MAINE 04254
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LIVERMORE FALLS
PLANNING BOARD
MINUTES OF THE
MAY 16, 2001
MEETING

MEMBERS PRESENT: Brian Jordan, Chair, Christine Pelletier, Nancy McManemon, Guy Palmieri, Lorraine Barney, Veronica Pillsbury and Allicca Torres.

PUBLIC PRESENT: See sign-in sheet for the 10 public members who were present, Miriam Buchanan, Cora Briggs, John Maloney of AVCOG, and David Giroux, Code Enforcement Officer (CEO).

On a motion from N. McManemon and a second by L. Barney the minutes of the April 18, 2001 Planning Board meeting were accepted as presented. VOTE 6-0-0.

The Board briefly discussed the Sludge Control Ordinance that is being presented to the voters at this year's annual town meeting through a petition process. Some of the petitioner's were present and answered the member's questions. On a motion from L. Barney and a second by A. Torres, the Board opened the public hearing at 6:15 PM on the proposed Sludge Control Ordinance.

Issues raised at the public hearing included a clarification of the terms sludge, septage, and stabilized sludge; whether this ordinance prevents septic tank sludge from an individual's own septic system from being spread on that individual's property (yes); and the fact that there is a site at the landfill for the town to dispose of its ~~raw~~ sludge if the need arises. The petitioners who were present did not have a problem with amending the proposed ordinance in order to allow for septic tank sludge from an individual's own septic system from being spread on that individual's property. They would work on the additional language. On a motion from N. McManemon and a second by A. Torres, the Board closed the public hearing on the proposed Sludge Control Ordinance at 6:45 PM.

✓ septic
tanks
D & M
L.C.

NEW BUSINESS

1. The Board then took up the application request of Ricci Brown, dba "Down Under Scuba", who wants to open up at 32 Park Street, Map 18, Lot 6. After reviewing the application submitted and Mr. Brown's responses to the member's questions, the Board, on a from G. Palmieri and a second by N. McManemon, determined that the application was for a commercial business.

The Board then sought additional information from Mr. Brown. Mr. Brown noted the following: he will have no employees; his sign will not be lit; he will do some landscaping; he has adequate parking; he will not alter the exterior of the building; he has less than 800 S.F. in the building; he sells and repairs equipment and fills tanks; there is no pure oxygen on site; he is State licensed; and his hours of operation will be 12-6 PM Monday, Wednesday, Thursday, Friday and also Saturday morning. On a motion from G. Palmieri and a second by C. Pelletier, the Board approved the application. VOTE 7-0-0.

2. The Board next took up the application of Reid's Confectionery, dba 'Cigaret Shopper' who want to open up at 16 Main Street on Map 18, Lot 40 where they will be leasing space. After reviewing the application submitted and Scott Neal's responses to the member's questions, the Board, on a motion from L. Barney and a second by A. Torres, determined that the application was for a commercial business.

Mr. Neal provided the Board with the following additional information: this store is their 16th location; along with cigarettes they will sell gum, mints, etc.; they will make and sell coffee; staff will include a manager and 2 part-time employees; and the hours of operation will be Monday through Friday, 7:30 AM to 5:30 PM and on Saturday, 9 AM to 3 PM. In response to additional concerns raised by the members, Mr. Neal stated that no adult videos would be sold, that there would be no signage such as 'Joe Camel', and that they would clean up any cigarette butts and litter outside the entrance daily. Mr. Neal also informed the Board that smoking is allowed on-premise. On a motion from C. Pelletier and a second by A. Torres, the Board approved the application. VOTE 7-0-0.

or rented

OTHER BUSINESS

The Board then discussed their procedures with John Maloney of AVCOG. John suggested various things the Board could do to enhance the professionalism ~~exited~~ ^{exhibited} by the Board this evening. John will follow up in writing and his suggestions will be discussed at the next Board meeting.

On a motion from G. Palmieri and a second by N. McManemon, the Board voted to adjourn at 8:47 P M.

Respectfully submitted, David R. Giroux, CEO.